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PREFACE

This compilation of cases and materials on defensive federal litigation is designed to provide primary source material for students at The Judge Advocate General's School.

Cases and other legal authorities are arranged to develop both the procedural and the substantive law governing federal court review of military activities. Substantive topics are discussed in chapters covering jurisdiction of federal courts over cases involving military activities, the remedies available in military cases, the requirement to exhaust military remedies before resort to the federal courts, the concept of reviewability, and the scope of judicial review of military activities. Finally, a chapter concerning the personal liability of government officials is included.

This casebook does not purport to promulgate Department of the Army policy or to be in any sense directory. The organization and development of legal materials are the work product of the members of The Judge Advocate General's School faculty and do not necessarily reflect the views of The Judge Advocate General or any governmental agency. The words "he" and "his" when used in this publication represent both the masculine and feminine genders unless otherwise specifically stated.

